

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

Sr. No.236

**CRM-M-20765-2018
Date of decision: 09.03.2022**

Vikrant Sharma

....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. P.K. Sehrawat Advocate
for the petitioner.

Mr. Saurav Khurana, DAG, Punjab.

Mr. Namit Gautam, Advocate
for respondent No.2.

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DEEPAK SIBAL, J. (Oral)

The present petition has been preferred under Section 482 Cr.P.C. to challenge therein order dated 19.04.2018 passed by the Judicial Magistrate, Ist Class, Ludhiana (for short – the Trial Court) through which application of the petitioner for exemption from personal appearance had been dismissed and non-bailable warrants for his arrest were issued.

On May 15, 2018, while issuing notice of motion, a Coordinate Bench of this Court had passed the following order:-

“Annexure P-2 shows that petitioner had not appeared on 20.3.2018 and on 19.4.2018 and his bail has been cancelled and bonds have been forfeited and non-bailable warrants of arrest were issued.

Counsel for the petitioner states that petitioner is ready to appear before the trial Court on the next date and the case is fixed for 25.5.2018.

Notice of motion, returnable by 13.7.2018.

Petitioner would appear before the Court below on the date fixed. On appearance, he would be admitted to interim bail subject to the satisfaction of the Court concerned and the petitioner would also deposit Rs. 5,000/- with the District Legal Services Authority.

Copy of the order would be produced on the next date of hearing.”

It is not disputed that in pursuance to the afore-quoted order, the petitioner appeared before the Trial Court and on such appearance was admitted to interim bail to the Trial Court's satisfaction. It is further admitted position that after the afore appearance in the year 2018, the petitioner has been regularly appearing in his trial.

In the light of the reasons given in the afore-quoted order as also the subsequent developments noticed above, which clearly show the bonafides on the part of the petitioner, the order of this Court dated 15.05.2018 granting interim bail to the petitioner is ordered to be made absolute.

March 09, 2022
Jyoti 1

(DEEPAK SIBAL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No